

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

LARRY DARNELL EZELL,

Plaintiff,

V₃

NANCY A BERRYHILL, Deputy
Commissioner of Social Security for
Operations,

Defendant.

CASE NO. 2:17-CV-01447-DWC

**ORDER ON MOTION FOR
ATTORNEY FEES, EXPENSES
AND COSTS PURSUANT TO THE
EQUAL ACCESS TO JUSTICE
ACT, 28 U.S.C. §§ 2412 (d), 1920**

This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local Magistrate Judge Rule MJR 13. *See also* Consent to Proceed before a United States Magistrate Judge, Dkt. 6. This matter is before the Court on “Plaintiff’s Petition for Award of Attorney’s Fees, Costs and Expenses Pursuant to 28 U.S.C. § 2412, 1920.” Dkt. 20. Defendant does not object to Plaintiff’s motion. *See* Dkt. 22

Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (“EAJA”), Plaintiff’s motion and memorandum (Dkts. 20, 21), and the relevant record, the Court orders EAJA attorney’s fees of \$8,481.65, expenses in the amount of \$6.38, and costs, pursuant to 28 U.S.C. §

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2412 (D), 1920 - 1

1 1920, in the amount of \$9.80 (“EAJA Award”) be awarded to Plaintiff. *Astrue v. Ratliff*, 560
2 U.S. 586, 591–97 (2010).

3 The Acting Commissioner shall contact the Department of Treasury after this Order is
4 entered to determine if the EAJA Award is subject to any offset. If the U.S. Department of the
5 Treasury verifies to the Office of General Counsel that Plaintiff does not owe a debt, the
6 government will honor Plaintiff’s assignment of EAJA Award and pay the EAJA Award directly
7 to Rosemary B. Schurman, Plaintiff’s counsel. If there is an offset, any remainder shall be made
8 payable to Plaintiff, based on the Department of the Treasury’s Offset Program and standard
9 practices, and the check shall be mailed to Plaintiff’s counsel, Rosemary B. Schurman, 8123 NE
10 115 Way, Kirkland, WA 98034.

11 Dated this 26th day of June, 2018.

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14 David W. Christel
United States Magistrate Judge
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